

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3098-03  
Bill No.: HCS for SB 693  
Subject: Children and Minors; Department of Social Services  
Type: Original  
Date: May 10, 2010

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Bill Summary: This legislation enacts the Foster Care and Adoptive Parents Recruitment and Retention Fund.

This legislation will automatically sunset six years from the effective date of the legislation.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2011	FY 2012	FY 2013
General Revenue	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2011	FY 2012	FY 2013
Foster Care and Adoptive Parents Recruitment and Retention Fund*	\$0	\$0	\$0
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

\* Income and costs of approximately \$0 to Unknown would net to \$0.

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 7 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
FUND AFFECTED	FY 2011	FY 2012	FY 2013
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>			
FUND AFFECTED	FY 2011	FY 2012	FY 2013
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

☐ Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).

☒ Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
FUND AFFECTED	FY 2011	FY 2012	FY 2013
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## **FISCAL ANALYSIS**

### **ASSUMPTION**

#### **Section 37.710, 37.715, 143.1015, 210.565, 210.566, 210.617, 453.600 & 1:**

Officials from the **Department of Health and Senior Services, Office of the Missouri State Treasurer, Department of Mental Health, Office of Administration, Office of Administration-Administrative Hearing Commission, Missouri Governor** and the **Department of Elementary and Secondary Education** each assume the proposal would have no fiscal impact on their respective agencies.

Officials from the **Department of Social Services-Division of Finance and Administrative Services** assume the Department will need to establish the fund, monitor expenditures and make sure all expenditures are within the intent of the appropriation. The fund will also be reported on Form 9s in the budget book. The administrative functions associated with the fund will be able to be absorbed with existing resources.

The Division assumes the amendments would have no fiscal impact on their agency.

Officials from the **Department of Social Services-Children's Division** assume the legislation will have no fiscal impact as no new employees are needed. Any additional duties will be absorbed by existing staff. This legislation would require monitoring the use of funds through budgetary review.

In response to a previous version of this proposal, officials from the **Department of Revenue** assume the legislation will have no fiscal impact on the Department; however, the legislation would require modifications to individual income tax and corporate income tax forms. In addition, programming changes would be required for the mainframe Corporation Income Tax System (COINS), the Corporate and Franchise Entry System (CAFÉ), the Corporate Electronic Filing Specifications (MeFile), the Data Warehouse (EDW) and the Missouri Individual Income Tax System (MINITS).

Comments from the Office of Administration- Information Technology (ITSD-DOR) are:  
The Department's response to a proposal similar to this one in a previous session indicated the Department planned to absorb the administrative costs to implement the proposal. However, due to budget constraints, reduction of staff and the limitations within the Department's tax systems, changes cannot be made without significant impact to the Department's resources and budget. Therefore, the fiscal impact is estimated with a level of effort valued at \$53,292. The value of

ASSUMPTION (continued)

the level of effort is calculated by taking 1 FTE for 1 month at \$4,441 per month for modifications to the Missouri Individual Income Tax System (MINITS) and 1 FTE for 3 months at \$4,441 per month for modifications to the Corporation Income Tax System (COINS).

The Department assumes the amendments would have no fiscal impact on their agency.

**Oversight** assumes OA-ITSD (DOR) is provided with core funding to handle a certain amount of activity each year. Oversight assumes OA-ITSD (DOR) could absorb the costs related to this proposal. If multiple bills pass which require additional staffing and duties at substantial costs, OA-ITSD (DOR) could request funding through the appropriation process.

**Oversight** notes that this proposal would create a fund which shall consist of gifts, donations, transfers, and moneys appropriated by the General Assembly. Oversight assumes the fund would receive some gifts, etc, but Oversight assumes that all or virtually all of this funding would be transferred or appropriated from the General Revenue Fund. Since this would be based upon an appropriation, Oversight will reflect the funding as a \$0 (no appropriation) to an unknown amount.

In response to a previous version of this proposal, officials from the **Office of the Attorney General** assume the proposal authorizes the Office of the Child Advocate to "intervene on behalf of the child at the appropriate judicial level utilizing the resources of the attorney general." Based on estimates from the Missouri Child Advocate, AGO assumes that it would participate in about 100 to 150 cases per year. AGO would, among other things, appear for hearings, prepare and file pleadings, and review and respond to subpoenas and requests for records and/or testimony. AGO assumes that the number of children who need or will need protective services or treatment will also increase over time. AGO therefore estimates it would need 2 additional AAG I's and one staff person.

**Oversight** assumes, because the potential for litigation is speculative, that the AGO will not incur significant costs related to this proposal. If a fiscal impact were to result, the AGO may request additional funding through the appropriations process.

FISCAL IMPACT - State Government

FY 2011  
(10 Mo.)

FY 2012

FY 2013

**GENERAL REVENUE FUND**

Transfer Out - Department of Social Services

Transfer to the Foster Care and Adoptive Parents Recruitment and Retention Fund

\$0 to  
(Unknown)

\$0 to  
(Unknown)

\$0 to  
(Unknown)

**ESTIMATED NET EFFECT ON GENERAL REVENUE FUND**

\$0 to  
(Unknown)

\$0 to  
(Unknown)

\$0 to  
(Unknown)

**FOSTER CARE AND ADOPTIVE PARENTS RECRUITMENT AND RETENTION FUND**

Transfer In - Department of Social Services

Appropriation, Gifts or Donations

\$0 to Unknown

\$0 to Unknown

\$0 to Unknown

Costs - Department of Social Services

Program Costs

\$0 to  
(Unknown)

\$0 to  
(Unknown)

\$0 to  
(Unknown)

**ESTIMATED NET EFFECT ON FOSTER CARE AND ADOPTIVE PARENTS RECRUITMENT AND RETENTION FUND**

\$0

\$0

\$0

FISCAL IMPACT - Local Government

FY 2011  
(10 Mo.)

FY 2012

FY 2013

\$0

\$0

\$0

### FISCAL IMPACT - Small Business

This legislation creates a Foster Care and Adoptive Parents Recruitment and Retention Fund. The fund is to be used for promoting foster care and adoption recruitment programs. Expenditures can include promotional printings, advertisements, flyers, posters, billboards, radio spots, exhibits, a toll-free informational phone number, foster parent newsletters and photo displays of children awaiting permanency from foster care. Small businesses may eventually be contacted to provide these goods and services.

### FISCAL DESCRIPTION

#### **Section 143.1015 & 453.600:**

The proposed legislation establishes a Foster Care and Adoptive Parents Recruitment and Retention Fund. The fund shall consist of all gifts, donations, transfers, and moneys appropriated by the General Assembly. The fund shall be administered by the Department of Social Services.

Moneys in the fund shall be used for the Department, either in-house or through private partnerships, to promote foster care and adoption promotion recruitment programs.

This legislation also creates a check-off on the Missouri individual and corporate income tax forms for contributions to the fund.

The provisions of this legislation will automatically sunset six years from the effective date of the legislation.

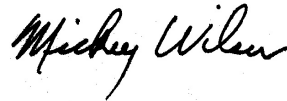
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

### SOURCES OF INFORMATION

Department of Social Services  
Office of the Missouri State Treasurer  
Department of Revenue  
Department of Mental Health  
Department of Elementary and Secondary Education  
Office of Administration-Administrative Hearing Commission

SOURCES OF INFORMATION (continued)

Missouri Governor  
Office of Administration  
Department of Health and Senior Services  
Office of the Attorney General

A handwritten signature in black ink that reads "Mickey Wilson". The signature is written in a cursive, flowing style.

Mickey Wilson, CPA  
Director  
May 10, 2010